CLERK'S OFFICE U.S. DIST. COURT AT DANVELE, VA

MAY 0 9 2006

IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF VIRGINIA ROANOKE DIVISION

JOHN F. CORCORAN, CLERK BY: HMCDCn2OL DEPUTY CLERK

JERRY LEE KEEN,)	
Plaintiff,)	Civil Action No. 7:06ev00259
)	
)	FINAL ORDER
)	
JUDGE TERESA CHAFFIN,)	By: Hon. Jackson L. Kiser
Defendant.)	Senior United States District Judge

In accordance with the Memorandum Opinion entered this day, it is hereby **ADJUDGED** and **ORDERED** that this action shall be and hereby is **DISMISSED** without prejudice, pursuant to 28 U.S.C. § 1915A(b)(1); all pending motions are hereby **DENIED** as **MOOT**; and this case will be **STRICKEN** from the active docket of the court. Additionally, plaintiff is hereby notified that this dismissal constitutes a "strike" under 28 U.S.C. §1915(g).

The Clerk of the Court is directed to send certified copies of this Order and accompanying Memorandum Opinion to the plaintiff and counsel of record for the defendants, if known.

ENTER: This 4 day of May, 2006.

Senior United States District Judge